

**EXHIBIT A-1****Plaintiffs' Deposition Designations**

Plaintiffs designate the following deposition testimony for witnesses it will call in its case in chief via deposition. Defendant's objections and counter-designations are noted herein, as are Plaintiffs' responses to Defendant's objections/counter-designations. In the event that Plaintiffs have designated a witnesses to testify live, and that witness is unable to appear live at trial for reasons beyond Plaintiffs' control, Plaintiffs reserves the right to use the below deposition designations for those witnesses instead.

**Vitaliana Conforti**  
**Aspex v. Altair - 8/26/2004**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
8:23-9:21					
10:1-2					
10:23-11:12					
11:20-22					
12:3-11					
12:21-13:1					
13:5-16					
13:18-21					
14:7-8					
14:11-19					
14:22-15:17					
15:20-23					
16:1-17:21					
18:6-13					
19:4-19					
20:10-21:24					
22:3-13					
22:16-23:8					
23:11-13					
23:22-24:16					
32:14-16					
33:5-7					

-- 1 --

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
33:12					
33:15-18					
33:21-34:3					
34:18-21					
37:1-17					
37:22-38:7					
38:12-39:6					
39:20-40:1					
43:8-44:10					
45:18-21					
45:24-47:3					
48:2-3					
49:14-50:10					
50:14-20					
50:24-51:7					
51:22-52:1	FRE 402, 403				
52:5-11	FRE 402, 403				
52:15-53:7	FRE 402, 403				
53:14-20	FRE 402, 403				
53:23-54:5	FRE 402, 403				
56:1-5	FRE 402, 403				
56:9-16	FRE 402, 403				
57:8-58:5	FRE 402, 403				
58:7-21	58:12-21; FRE 402, 403				
59:2-12	FRE 103(c), 602, 603				
59:18-22	FRE 402, 403	59:13-17			
60:2-61:4	60:17-61:4; FRE 402, 403, 602, 701, 704				
61:16	FRE 402, 403, 602, 701, 704				
62:7-13					
62:25-63:10					
63:23-64:2					
64:4-16					
64:22-65:9					
65:18-66:20					

<b>Plaintiffs’ Page and Line Designations</b>	<b>Defendant’s Objections</b>	<b>Defendant’s Counter- Designations</b>	<b>Plaintiffs’ Objections</b>	<b>Plaintiffs’ Counter- Designations</b>	<b>Defendants’ Response</b>
67:1-2					
67:5-8		67:9-10			
67:11-19	FRE 402, 403	67:20-68:1 (contingent) <sup>1</sup>			
68:2-3	FRE 402, 403, 602				
68:7	FRE 402, 403, 602	68:8-13 (contingent)			
68:14-19	FRE 402, 403, 602	68:20-22 (contingent)			
68:23-69:11	FRE 402, 403, 602	69:12-16 (contingent)	602		
69:17-18	FRE 402, 403, 602				
76:11-14					
76:17-77:6		77:7-19			
77:20-22					
79:3-13					
79:16-20	FRE 602				
79:22-80:2					
83:10-24					
85:3-10					
86:1-12					
87:10-24					
90:20-91:14		91:15-20			
92:6-93:1					
95:11-96:7					
103:7	FRE 602, 611				
103:10-15	FRE 602, 611				
103:20- 104:17	FRE 402, 403				
104:23-105:3	FRE 602				
105:15-106:1					
106:3-6					
106:11-13					
106:16-107:8					
109:13-22					

<sup>1</sup> Counter-designations labeled as “contingent” are offered by Altair in the event the Court overrules Altair’s objections to the referenced testimony.

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
109:25-110:16					
110:18-24					
111:3-10					
113:21-23					
114:16-115:5	115:2-5; FRE 103(c), 602, 603				
127:18-128:2	127:24-128:2; FRE 402, 403				
130:1-131:18					
137:9-11					

**Jose Pena (January 19, 2011)**  
**Aspex v. Altair**

Mr. Peña is an employee (and officer) of Plaintiff Aspex. He is available to testify live at trial. Altair accordingly objects to Plaintiffs' designations of any deposition testimony for Mr. Peña in its entirety. Because Plaintiffs have refused to withdraw their improper designations of his deposition testimony, Altair submits the following objections and counterdesignations to the testimony Plaintiffs have cited, but reserves and will pursue its objections to the submission of any deposition testimony for Mr. Peña.

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
1:18-21					
11:25-13:14					
13:21-15:12					
17:21-18:2					
21:17-22:16					
22:21-23:11					
23:15-20					
24:21-25:5					
25:10-26:17	25:13-15;				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
	FRE 602, 701, 704				
27:16-28:4					
28:6-18					
28:25-30:6					
32:7-33:8					
34:22-35:6	FRE 602, 701, 704	35:7-10 (contingent)	Incomplete	35:8-12	
35:9-36:4	35:9-21; FRE 602, 701, 704				
36:13-38:21	36:14-37:8; FRE 402, 602				
39:18-41:14					
46:20-47:10					
47:19-48:4					
48:9-12					
48:18-23	48:19-23; FRE 402, 602, 701, 704				
51:4-23					
52:7-21					
53:4-54:3					
54:10-12					
54:14-20					
54:22-55:2					
55:24-56:19					
59:16-24					
60:6-61:5	FRE 602, 901	61:6-14 (contingent)	602		
61:15-21					
62:3-63:18					
64:15-65:7					
67:21-68:20	FRE 602, 901	68:21-25 (contingent)	602		
69:1-15	FRE 602, 701, 704, 901  69:12-15 FRE 602, 701, 704				
70:24-71:3	FRE 602, 701,				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
	704				
71:7-10	FRE 602, 701, 704	71:11-73:10 (contingent)	incomplete	73:11-74:7	
77:1-23	FRE 602, 701, 704				
78:3-79:4					
79:11-80:8					
80:19-81:13					
81:17-25					
82:11-13					
82:15-83:22					
84:23-85:22					
87:5-8					
89:21-90:5					
90:7-25		94:3-95:20			
97:21-98:22	FRE 402, 403, 502, 602				
101:10-20		101:21-102:3			
102:4-103:7					
105:19-106:22		105:16-18			
108:25-110:25					
111:23-112:1		111:1-22	602		
112:10-117:24	113:19-117:24; FRE 602, 802	112:2-119:20	802, 803		
118:5-20					
119:13-17					
119:23-120:16	FRE 602, 802				
120:18-22	FRE 602, 802				
122:4-123:21	FRE 402, 602, 802	123:22-124:7 (contingent)			
124:8-14	FRE 402, 602, 802	125:18-126:1 (contingent)	402, 602	126:2-6	
128:21-129:11	FRE 402, 403, 602, 802				
129:19-130:3	FRE 402, 403, 602, 802	129:12-18 and 130:4-19			
130:20-131:10	FRE 402, 403, 602, 802	132:15-19	602		

**Raul Renaud (6/30/2004)**

**Aspex v. Altair**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
6:5-23					
7:2-7					
7:11-8:3					
8:6-10:21					
11:3-6					
15:7-21					
19:17-20:2					
20:12-21:24					
22:4-23:11					
24:2-25:1					
25:17-26:23					
27:11-16					
27:19-28:8					
29:23-31:2					
31:8-19					
32:23-33:22					
33:25-40:23					
41:2-5					
42:5-45:10					
48:10-17					

**Steven Wright (6-29-04)****Aspex v. Altair**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
18:18-24		18:25-19:21			
19:22-24					
20:2-7					
21:24-22:5	FRE 402, 403, 602, 701, 704				
26:3-7	FRE 402, 403, 602, 701, 704				
26:12-27:2	26:12-14 FRE 402, 403, 602, 701,				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
	704				
27:11-28:5					
29:12-13	29:12-13 FRE 402, 403, 602, 701, 704				
29:15-30:24	29:15-30:4 FRE 402, 403, 602, 701, 704				
31:20-32:15		32:16-35:12			
40:2-8		39:15-40:1			
41:6-19	FRE 402, 403				
42:20-45:5		42:17-19			
45:19-46:24	46:1-24 FRE 402, 403, 602				
47:14-17		47:18-25			
49:17-51:7					
51:21-52:7	FRE 402, 403, 602, 802, 901				
53:16-22	FRE 402, 403, 602, 802, 901				
54:7-55:3					
55:8-11					
55:13-23		55:24-56:7			
56:8-17	FRE 402, 403, 602, 802, 901				
57:19-58:8	FRE 402, 403, 602, 802, 901	58:16-22	Incomplete	58:23-59:3	
60:16-24	FRE 402, 403, 602, 802, 901				
61:15-62:9		62:10-63:2			
64:19-68:12	66:8-12 FRE 402, 403	63:19-64:2			
69:1-22 70:7-14	69:17-22 FRE 402, 403	68:13-23 70:15-20	402		



<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
72:7-11	FRE 402, 403, 602, 802, 901				
72:14-75:20	FRE 402, 403, 602, 802, 901	76:4-78:15 (contingent)	402, 403		
84:1-3	FRE 402, 403, 602, 802, 901				
84:14-86:1	84:14-25 FRE 402, 403, 602, 802, 901				
86:18-88:18					
88:23-89:10					
90:15-21					
91:1-92:7					
92:16-93:13	92:16-93:13 FRE 402, 403, 602, 802, 901				
96:20-24	96:20-24 FRE 402, 403, 602, 802, 901				
97:5-6	97:5-6 FRE 402, 403, 602, 802, 901				

**Steven Wright (06/30/04)**  
**Aspex v. Altair**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
113:13-14					
113:17-114:25		115:1-5			
116:18-117:16					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter- Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter- Designations</b>	<b>Defendant's Response</b>
117:24-118:5					
118:11-119:9					
119:20-120:2		121:2-122:11	402, 403, 701	122:15-24	
133:20-134:16		134:17-19			
134:20-135:2					
135:13-136:10					
139:8-141:5					
143:18-144:6	FRE 402- 403, 602, 802, 901				
144:23-145:17	FRE 402- 403, 602, 802, 901				
146:10-148:5		148:6-16	602	148:17-20	
151:2-13	151:8-13; FRE 901				
152:13-153:11					
153:18-154:10	FRE 402- 403, 602, 802, 901				
154:17-156:3	154:17-19; FRE 402- 403, 602, 802, 901				
158:4-159:14	FRE 402- 403, 602, 701, 704				
160:21-161:4	FRE 402- 403, 602, 701, 704				
165:6-13	FRE 402- 403, 602, 701, 704				
165:20-166:8	FRE 402-				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter- Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter- Designations</b>	<b>Defendant's Response</b>
	403, 602, 701, 704				
191:8-192:1					
192:19-22					
192:19-22					
195:16-196:8	FRE 402- 403, 602, 701, 704				
196:25-198:17	FRE 402- 403, 602, 701, 704				
198:19-199:20	FRE 402- 403, 602, 701, 704				
199:25-200:3	FRE 602, 901				
200:7-20	FRE 402- 403, 602, 701, 704				
200:24-202:2	FRE 402- 403, 602, 701, 704				
202:23-203:5					
205:1-206:25		207:1-3			
207:4-12					
209:6-210:13	FRE 402- 403	210:14- 212:20 (contingent)			
228:20-22		228:23-24			
228:25-229:5					
230:6-15					
230:18-231:3	231:3; FRE 402- 403, 602, 802				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
231:9-232:15	FRE 402-403, 602, 802				
232:20-24					
233:16-235:9					
236:10-237:9					
238:24-240:3					
240:7-242:16	FRE 402-403, 901				
243:22-244:11	244:1-11; FRE 402-403, 602				
246:20-248:16	FRE 402-403, 602, 701, 704				

**Steven Wright (01-07-11)**  
**Aspex v. Altair**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
7:13-8:21	7:19-8:4; FRE 402, 403, 602, 701, 704	9:4-14			
11:7-9					
11:11-12:9					
14:3-9		14:24-15:9		14:10-23;	
16:15-18					
39:4-24					
40:8-11		40:3-7			
40:16-41:8					
41:10-19					
41:22-25					
42:6-9					
42:11-13					
42:24-43:3					
43:5-21					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
43:23-24					
44:13-45:3					
46:10-15					
46:17-23					
46:25-47:11					
47:13-15					
47:17-23					
51:19-52:4	FRE 402, 403, 602				
52:7-9	52:7; FRE 402, 403, 602				
52:11-15					
52:17-20					
52:23-24					
53:2-5					
53:7-9		53:10-24			
53:25-54:3					
54:5-6					
54:25-55:3					
55:5-22					
55:25-57:2					
57:18-58:13					
58:15-24		59:4-15		59:16-23	
60:18-23					
61:3					
61:5-21					
61:25-63:4					
64:20-66:2					
66:4-69:9	68:2-69:5; FRE 403, 407				
69:11-20					
69:22-70:8					
70:10-11					
70:24-71:12					
71:14					
71:23-72:10					
73:7-22					
73:24-74:10					
74:12-18					
74:20-23					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
74:25-75:11					
76:8-16					
77:7-9					
77:11-14					
78:16-21		78:22-25	402		
79:2-6		79:7-24			
79:25-80:5					
80:7-24		80:25-81:1	402		
81:8-22					
82:24-83:9					
83:22-84:8					
84:10-15					
84:17-22					
85:25-86:4					
86:7-18					
87:13-14					
87:16-88:8					
88:10-15		88:16-24			
88:25-90:18					
90:20-23					
91:23-92:11		91:12-22			
92:17-22					
92:24-93:2		93:3-18			
96:15-19		96:20-25	402		
97:5-23					
98:10-18					
98:20-24					
99:2-4					
99:18-21		99:11-17			
99:24-100:9					
100:11-101:6	100:20-101:6; FRE 403, 407				
103:16-18					
103:22-104:2					
104:4-8		104:9-17			
104:18-105:10					
105:12-15					
105:17-23					
106:11-21					
108:23-109:4					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
109:12-110:7					
110:11-111:7					
111:23-24					
112:2-8					
112:19-22					
112:24-25					
114:22-115:3					
115:15-19					
119:14-120:3		120:4-9		120:22-121:4	
121:5-8					
121:10-15					
121:17-21		121:22-122:5			
122:6-8					
122:10-17					
124:2-18					
124:20-125:2					
126:16-21					
127:13-128:16					
128:18-23					
129:3-8					
129:16-130:7					
130:9-25					
132:8-23					
132:25-133:4	133:2-4 FRE 402, 403, 602				
133:6-9	133:6-9; FRE 402, 403, 602				
133:11-134:4	133:11-16; FRE 402, 403, 602				
134:21-135:5					
135:7-11					
135:13-136:20					
137:9-138:19	FRE 402, 403, 602				
138:25-139:2					
139:4-5					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
139:7-13					
139:15-140:4					
140:6-141:11					
141:13					
141:22-25					
142:3-7					
142:9-20					
142:22-25					
143:3-9					
143:11-15					
143:18-23					
143:25-144:17					
144:19-22					
145:15-25					
146:3-9					
150:4-151:16					
151:19-21					
152:8-153:5					
153:7-21					
154:13-18					
154:20-155:2		155:3-15; 155:17-156:7			
157:5-6					
157:8-25					
158:3-11					
158:13-18					
158:20					
159:6-7					
159:9-10		159:11-12; 159:14	402, 403		
159:15-16					
159:18-20					
159:25-160:1					
160:4-8	160:7-9; FRE 402, 403, 602				
160:10-11	160:10-11; FRE 402, 403, 602				
160:19	FRE 402, 403,				



<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
	602				
160:21-22	FRE 402, 403, 602				
160:24-25	FRE 402, 403, 602	164:11-16			
166:8-167:8					
167:13-17	FRE 403, 602, 901				
167:19-24	FRE 403, 602, 901				
168:2-3	FRE 403, 602, 901				
168:24-170:25	168:24-170:14; FRE 403, 602, 901				
171:7-172:24	FRE 403, 602, 901				
173:11-16					
173:22-174:7					
174:25-175:14	FRE 403, 602, 901				
175:16-176:19	FRE 403, 602, 901				
176:21-177:13	FRE 403, 602, 901				
184:4-15					
184:17-185:5					
185:21-22					
185:24-188:6	187:11-188:6; FRE 402, 403				
188:8-24	188:8-24; FRE 402, 403				
189:10-14	189:10-14; FRE 402, 403				
190:7-11					
190:13-16					
194:17-196:11		196:12-13; 196:15-197:6			
197:14-198:13		197:8-13; 198:14-19			
198:20-24					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
199:2-200:8					
205:8-23					
208:25-209:15	FRE 402, 403, 602, 701, 704, 802				
209:25-210:6	FRE 402, 403, 602, 701, 704, 802				
210:15-19	FRE 402, 403, 602, 701, 704, 802				
211:9-17					
212:3-6	FRE 402, 403				
212:8-14	FRE 402, 403				
212:17-21	FRE 402, 403				
212:23-213:8	FRE 402, 403				
213:15-16	FRE 402, 403				
213:24-214:2	FRE 402, 403				
214:4-12					
215:10-216:16	FRE 402, 403				
216:18-23	FRE 402, 403				
217:13-218:10					
218:12-16					
218:18-219:18					
219:20-220:12					
220:14-20					
220:24-221:8	221:6-8; FRE 103(c), 602, 603				
221:16-222:3					
222:17-223:6	FRE 402, 403				
223:12-224:7	FRE 402, 403				
224:9-19	FRE 402, 403				
225:18-23	FRE 402, 403				
225:25-226:11					
228:13-14	FRE 402, 403				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendant's Response</b>
228:16-229:12	FRE 402, 403				
231:19-21	FRE 402, 403, 602				
231:23-232:4	FRE 402, 403, 602				
232:6-13	FRE 402, 403, 602				
232:15-17	FRE 402, 403, 602				
232:25	FRE 402, 403, 602				
233:2-4					
233:6-10					
233:14-16					
233:18-22					
234:15-19	FRE 402, 403, 602				
235:7-16	FRE 402, 403, 602				
235:18-22	FRE 402, 403, 602				
235:25-236:25	FRE 402, 403, 602				
237:3	FRE 402, 403, 602				
237:5-10	FRE 402, 403, 602				
237:12-17	FRE 402, 403, 602				

**David Chao**  
**Aspex v. Altair – 06/10/2004**

Mr. Chao is an employee (and officer) of Plaintiff Contour. He is available to testify live at trial. Altair accordingly objects to Plaintiffs' designations of any deposition testimony for Mr. Chao in its entirety. Because Plaintiffs have refused to withdraw their improper designations of his deposition testimony, Altair submits the following objections and counterdesignations to the testimony Plaintiffs

have cited, but reserves and will pursue its objections to the submission of any deposition testimony for Mr. Chao.

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
5:11-18					
15:14-19					
17:2-18:6		16:9-17:1			
18:20-19:17		19:18-20			
19:21-23					
20:18-21:3		21:4-21			
22:4-23:14		23:15-22			
23:23-24:9		25:2-3		25:4	
25:21-26:1					
26:10-17		28:7-16; 29:12-23	402	28:17-29:11	
34:17-19					
34:23-35:3					
39:24-40:5					
40:14-41:2					
47:12-49:2	FRE 402, 403, 602				
50:1-9	FRE 402, 403, 602				
50:11-18					
50:25-51:6					
52:13-53:3					
53:20-25					
54:4-20		54:24-55:8	402		
55:9-56:3					
56:8-10					
60:10-61:3					
62:9-17		62:3-8; 62:18-63:2	402	61:21-62:2	
63:3-5					
65:20-66:2					
67:7-16					
68:5-20					
69:4-6	FRE 402, 403, 602, 701,				

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
	704				
69:8-9	FRE 402, 403, 602, 701, 704				
72:12-25					
80:10-81:20		76:10-78:12			
82:6-11		82:25-83:18; 84:4-17; 85:4-10	402 402 402, 403		
86:11-25					
87:5-89:18		89:19-22			
90:4-9		90:10-16; 90:25-91:5	402		
95:15-17					
95:19-20					
95:22-97:10					
97:21-98:10		99:18-25			
105:4-16		102:13-105:3			
110:1-14		112:10-12			
113:7-9					
113:20-22					
114:12					
114:14-22		116:7-16; 116:24-25 117:3 118:2-6	403, 403, incomplete, 602	118:7-10	
122:23-25		120:9-122:3	402, 403		
123:7-14					
123:16-17					
123:19-124:8					
124:10-11					
124:13-19					
125:3-10		125:11-19; 125:21-127:10; 127:12-128:20;	701, 602		
130:1-5		128:23-129:25	701, 602		
130:10-132:6		132:7-13;	701, 602		
133:18-22		132:16-133:17; 133:23-134:9 134:12-13	701, 602		

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
136:14-137:1	FRE 403, 602, 701, 704	135:14-23; 136:6-7	701, 602		
137:4-15	FRE 403, 602, 701, 704	137:17-20			
138:25-139:6					
139:9-11		139:12-140:16; 140:18-141:6	402, 403, 701, 602, 704		
142:21-25		141:11-142:20	402, 403, 701, 704, 602		
143:2-4					
143:7-9		143:10-143:24			
144:16-145:6		144:1-144:15; 145:7-8	402, 403, 701, 704, 602		
145:19-21		145:11-17; 145:22-146:7	402, 403		
146:8-14		146:15-17; 146:20	402, 403		
146:22-147:1		150:19-151:10	402, 403, 602		
161:20-23					
162:3-19		162:20-164:6 164:9-164:13 164:22-165:8 165:16-169:1	402, 403, 602, 701, 704		
171:9-11		171:6			
172:2-18					
172:23- 173:16		172:19-22	402, 403, 602, 701, 704		
177:3-7					
181:7-16		180:18-181:6			
183:2-14	183:12-14; FRE 403				
183:16-18	FRE 403				
183:20-184:8	FRE 403	185:18-186:7	402, 403, 602, 701, 704		

**David Chao**  
**Aspex v. Altair – 06/11/2004**

Mr. Chao is an employee (and officer) of Plaintiff Contour. He is available to testify live at trial. Altair accordingly objects to Plaintiffs' designations of any deposition testimony for Mr. Chao in its entirety. Because Plaintiffs have refused to withdraw their improper designations of his deposition testimony, Altair submits the following objections and counterdesignations to the testimony Plaintiffs have cited, but reserves and will pursue its objections to the submission of any deposition testimony for Mr. Chao.

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		202:25-203:2	402, 403	203:10-19	
		204:14-205:6	402, 403, privileged, 802, 803		
		205:20-209:5	402, 403, privileged, 802, 803		
		209:23-211:2	402, 403		
		211:17-212:6	402, 403		
		212:16-214:1	402, 403, 602, 802, 803		
234:14-21	FRE 402, 403, 602, 701, 704				
236:19-237:4	FRE 402, 403, 602, 701, 704				
237:7	FRE 402, 403, 602, 701, 704				
237:9	FRE 402, 403, 602, 701, 704				
278:8-280:10		280:11-12;	402, 403, 602		
281:21-282:4		280:14-281:20; 282:5-11	402, 403, 602		

283:11-284:11		282:15-283:10	602		
284:13-14					
284:16-285:9					
285:22-286:4		286:5-10			
286:21-287:4					
287:19-288:6					
289:2-18		289:19-290:1;		290:2-8	
291:17-292:5		291:12-16			
292:14-294:1					
294:7-14		294:15-22	402, misleading because of agreements after deposition		
296:6-7					
296:9-18					
296:20-297:3	FRE 402, 403	298:22-25 (contingent)	402, 403, 602, misleading because of events after deposition		
		299:1-9	402, 403		
		300:12-21	402, 403		
		302:18-303:2	402, 403		
		303:4-304:2	402, 403		

**David Chao**  
**Aspex v. Altair (01/11/2011)**

Mr. Chao is an employee (and officer) of Plaintiff Contour. He is available to testify live at trial. Altair accordingly objects to Plaintiffs' designations of any deposition testimony for Mr. Chao in its entirety. Because Plaintiffs have refused to withdraw their improper designations of his deposition testimony, Altair submits the following objections and counterdesignations to the testimony Plaintiffs have cited, but reserves and will pursue its objections to the submission of any deposition testimony for Mr. Chao.



<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
10:24-12:13		10:17-18 10:21-22 12:14-15 12:17-13:1			
13:4-8					
13:12-15		13:22-24	402		
14:9-20					
15:8-10					
15:14-16					
15:18-20					
15:22-16:2					
18:25-19:14		17:4-6 17:8-16 17:19-21 17:24-18:2 19:15-17 19:20-22 21:16-19	402	17:17-19	
23:4-24:7		23:1-3			
26:7-27:2					
27:20-21		27:11-12 27:14-15	602		
27:23					
27:25-28:12		28:13-19 28:24-29:3 29:5-14 29:16-22	402, 403, 602  402, 403, 602		
30:18-21		30:9-14 30:16 30:22-25	602 602 602		
31:1-3 32:16-22		31:9-13 31:15	602	31:14	
32:24					
33:19-34:17		34:24-25 35:2 37:19-25 38:2 38:4-10 38:12-13	Vague, 402 Vague, 402 Vague, 402  Vague, 402		
39:3-9					
39:11-13		39:15-16 39:18	602, speculative		

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
39:20-40:6		40:7-9			
40:13-15		40:11 40:16-22 40:24-41:17	602 602 602	41:5-17	
41:18-21					
41:23-24					
42:6-9					
42:11-12					
42:14-43:2					
43:4					
45:9-11		44:14-16 44:18 44:20-45:1 45:3-8	402, 602  402, 403 402, 403		
48:13-50:13		50:14-21	602		
51:4-17		51:18-25			
52:10-53:2		52:7-9 53:3-9	602		
53:10-54:10		54:11-56:5	602		
56:6-17					
56:22-57:9		57:14-60:1			
60:5-61:4					
61:6-10		61:12-21 61:23-62:5	Vague, 602 Vauge 602		
62:18-63:3					
63:5-6					
63:15-20					
64:13-25		65:1-12	602		
66:1-13					
71:12-72:6					
72:10-19		72:7-9	602		
72:25-73:5					
73:13-19					
73:22-74:1		73:6-9 73:20-21 74:2-5 74:7	602  Vague, 602		
74:20-75:2		74:14-19	Vague, 602		
76:5-77:13		78:17-79:1			
77:15-16					
77:18-24					
78:3-16					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
79:9-80:1					
80:5-7		80:8-10	602		
80:11-23					
81:12-24					
82:2-6					
84:3-14		84:15-18 84:20 84:22-85:1	602  602		
85:2-5					
85:7					
85:12-86:13					
87:20-88:11	FRE 402, 403, 602				
88:13-14	FRE 402, 403, 602				
88:23-89:11	FRE 402, 403, 602				
89:14-20	FRE 402, 403, 602	89:21-90:2 (contingent)	402, 602		
92:5-6					

**Richard Chao**  
**Aspex v. Altair (06/09/2004)**

Mr. Chao is an employee (and officer) of Plaintiff Contour. He is available to testify live at trial. Altair accordingly objects to Plaintiffs' designations of any deposition testimony for Mr. Chao in its entirety. Because Plaintiffs have refused to withdraw their improper designations of his deposition testimony, Altair submits the following objections and counterdesignations to the testimony Plaintiffs have cited, but reserves and will pursue its objections to the submission of any deposition testimony for Mr. Chao.

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
6:18-7:4					
8:9-11					
8:14-9:24					
13:5-14:9					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter- Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter- Designations</b>	<b>Defendants' Response</b>
14:15-15:6					
15:11-18:9		15:11-18:9			
18:17-23					
20:13-17					
20:25-21:1					
21:3-5					
22:19-21					
22:23-25					
23:11-24					
24:4-6					
26:19-27:3		26:19-27:11			
27:21-23					
28:17-25					
29:4-25					
30:19-31:2					
31:10-17					
32:3-21					
32:25-33:10					
33:13-34:2		33:13-34:2			
34:11-22		34:11-36:10			
34:24					
35:2-4					
35:13-23					
35:25					
36:2-4					
36:8-10					
37:2-4					
37:6					
37:8-38:15					
38:22-39:3					
39:19-22					
40:8-16					
40:18					
41:2-12					
43:3-5					
43:7					
43:9-10					
43:12					
44:7-15		43:21-44:6	602		
44:23-24					
45:2-25					
46:4-47:5					

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
48:1-13					
48:23-25					
49:2-3					
49:5-24					
53:19-54:20		51:13-53:14; 54:19-54:20; 54:21-55:15	53:9-14: 602 602		
55:20-56:6					
56:8-10					
56:12-16					
59:24-60:8		59:14-59:23; 59:24-60:8	Vague, 701	60:9-12	
60:13-14		60:13-14			
62:9-63:6					
		67:2-67:5	602		
68:21-69:3					
69:6-7					
71:12-72:8					
73:21-74:19					
74:24-75:2					
		76:19-77:4	402, 403, 602, 701	77:4-15	
		77:16-22	402, 403, 602, 701		
78:18-79:24					
80:1-2					
80:4-25					
81:3					
81:12-18		81:5-18			
81:22-25					
83:6-18					
83:24-25					
84:3-4					
84:15-22		84:10-14			
		85:11-18			
		91:3-5			
		91:13-92:5			
		108:5-8	Incomplete, 402, 403	108:9-15	
		108:16-25	402, 403		
116:4-117:3					
119:17-120:10		119:17-120:10			

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
120:20-121:1		120:20-121:1			
121:6-122:4		121:6-16		121:17-122:5 122:18-23	
		122:24-123:6			
128:6-7					
128:9					
128:11-12					
128:15-16					
133:19-136:14	FRE 402				
137:10-138:14	FRE 402, 611				
		146:9-24	402, 403, 602		

### **Altair's Supplemental Contingent Designations For David and Richard Chao**

As noted above, Altair objects to any designation by Plaintiffs of deposition testimony for David and/or Richard Chao. Both individuals are employees and officers of Plaintiff Contour. Richard Chao is the inventor of the patent in suit. Plaintiffs have advised that both individuals are available to testify live at trial. There is accordingly no basis for Plaintiffs' proffer of deposition testimony for either. Nevertheless, in the event that the Court allows Plaintiffs to proffer deposition designations rather than live testimony from either David Chao or Richard Chao, Altair has noted its objections and counterdesignations for the transcripts that Plaintiffs have cited. Altair further designates the following additional contingent deposition testimony, while reserving its objection to the proffer of any deposition testimony for these witnesses:

### **DAVID CHAO**

**David Chao**  
**Contour Optik Inc. v. Ira Lerner, Inc. (12/16/98)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		301:23-302:17			

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		311:13-16	402		
		316:9-18	402, 403		
		318:2-18	402, 403, 701		
		320:22-321:8	402, 403, 701		

**David Chao**  
**Aspex v. Concepts in Optics (06/22/01)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		140:9-141:9	402, 403, 1004		

**David Chao**  
**Aspex v. Elite (03/30/02)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		207:17-208:7	402, 403, 602		
		208:20-209:3	402, 403, 602		

**David Chao**  
**Aspex v. Concepts in Optics (08/29/02)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		4:5-6			
		14:1-5	402, 403, 701		
		19:2-5	402, 403, 701		
		66:13-20	402, 403, 701		

**David Chao**  
**Aspex v. Elite (03/24/03)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		41:9-42:23			
		43:24-44:9			

**RICHARD CHAO**

**Richard Chao**  
**Aspex v. Elite (06/03/99)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		49:6-50:5	402, 701		
		57:18-59:9	402, 701		

**Richard Chao**  
**Aspex v. Elite (03/21/02)**

<b>Plaintiffs' Page and Line Designations</b>	<b>Defendant's Objections</b>	<b>Defendant's Counter-Designations</b>	<b>Plaintiffs' Objections</b>	<b>Plaintiffs' Counter-Designations</b>	<b>Defendants' Response</b>
		10:4-11:12	402		
		16:5-17:12	402	17:13-24	
		32:6-34:18	402, 403		
		43:3-8			
		70:6-11	Incomplete, 402	70:6-4	